

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO**

CARL FORSELL

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) Case No: 22-cv-01454

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Judge: Lioi

Plaintiff,

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vs.

SQUIRRELS, LLC, et al.

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)

Defendants.

**REPORT OF PARTIES' PLANNING MEETING UNDER FED. R. CIV. P. 26(f) AND
LR 16.3(b)(3)**

1. Pursuant to Fed. R. Civ. P. 26(f) and LR 16.3(b)(3), a meeting was held on July 27, 2023 and was attended by:

Thomas L. Sooy, Esq.

James E. P. Sisto, Esq.

Jack B. Cooper, Esq.

Christopher F. Finney, Esq.

Jessica D. Gibson, Esq.

2. Lead counsel for Plaintiff: Thomas L. Sooy, Esq.

Lead counsel for Defendant Squirrels, LLC: Jack B. Cooper, Esq.

Lead counsel for Defendant Allmine, Inc.: Christopher F. Finney, Esq.

3. The parties have exchanged the pre-discovery disclosures required by Fed. R. Civ. P. 26(a)(1) and the Court's prior order(s).

4. The parties recommend the following track: Standard.
5. This case is suitable for one or more of the following Alternative Dispute Resolution (“ADR”) mechanisms: Mediation.
6. The parties do consent to the jurisdiction of the United States Magistrate Judge pursuant to 28 U.S.C. §636(c).
7. Briefly describe the subject of the litigation:

Plaintiff brings causes of action against the co-defendants for breach of contract and unjust enrichment based upon a series of transactions between the parties. Plaintiff allegedly ordered and paid for a product that was not delivered. Additionally, Plaintiff allegedly was not provided a refund of the funds paid to the co-defendants in an amount allegedly totaling \$774,373.60.

8. Recommended cut-off date for amending pleadings and/or adding additional parties:
June 30, 2024

9. Recommended Discovery Plan:

- a. Keeping in mind the proportionality requirements of Fed. R. Civ. P. 26(b)(1), describe the subjects on which discovery is to be sought and the nature and extent of discovery:

Business relationship between co-defendants

Plaintiff's overall dealings with co-defendants regarding the transactions subject to the Complaint

Plaintiff's dealing with Squirrels Research Labs, LLC, an entity that is currently involved in a bankruptcy proceeding

Potential individual liability of the owner of Squirrels, LLC

- b. Non-Expert discovery cutoff date: May 31, 2024

c. Electronic discovery:

The parties have agreed to follow the default standard for discovery of electronically-stored information (Appendix K to N.D. Ohio Local Rules)

d. Expert report due for the party with burden: **April 1, 2024**

e. Rebuttal expert report due date: **April 30, 2024**

f. Expert discovery cut-off date: **May 31, 2024**

10. Recommended Dispositive Motion Plan:

a. Dispositive motion due date: **July 1, 2024**

b. Opposition to dispositive motion due date: **July 29, 2024**

c. Replies in support of dispositive motion due date: **August 5, 2024**

11. Recommended date for a status hearing: **February 1, 2024**

12. Recommended date for a final pre-trial conference: **October 1, 2024**

13. Recommended trial date: **November 4, 2024**

14. Other matters for the attention of the Court: N/A

Respectfully submitted,

/s/- Thomas L. Sooy
Thomas L. Sooy,
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